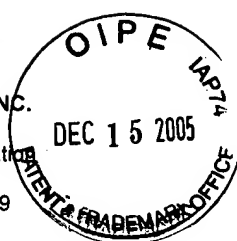


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ATTORNEY DOCKET NO. 10004017-1

APR 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): WALKER, Richard C.

Serial No.: 09/994,446

Examiner: CORRIELUS, Jean B.

Filing Date: November 27, 2001

Group Art Unit: 2637

Title: MULTI-PHASE SAMPLING

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, October 17, 2005, rejecting the following claims 1-18, 28-32 and 37-41.

The fee for this Notice of Appeal (37 CFR 1.17(b)) is \$500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☒ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

<input checked="" type="checkbox"/>	one month	\$ 120.00
<input type="checkbox"/>	two months	\$ 450.00
<input type="checkbox"/>	three months	\$1020.00
<input type="checkbox"/>	four months	\$1590.00

12/15/2005 MGBREM1 00000007 501078 09994446
01 FC:1251 120.00 DA

☐ The extension fee has already been filled in this application.

☐ (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **50-1078** the sum of \$ **500.00**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **50-1078** pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

12/15/2005 MGBREM1 00000007 501078 09994446
02 FC:1401 500.00 DA

☒ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: December 12, 2005 OR

☐ I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Date of Facsimile:

Typed Name: Roseanne J. Hall

Signature: *RJ Hall*

Respectfully submitted,
WALKER, Richard C.

By

Daniel J. Santos
Daniel J. Santos
Attorney/Agent for Applicant(s)

Reg. No. 40,158

Date: December 12, 2005

Telephone No. (770) 984-2300

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